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Attorneys for Defendants
REGENTS OF THE UNIVERSITY OF CALIFORNIA,
TALMADGE E. KING, JR., M.D., LEE GOLDMAN, M.D.,
J. MICHAEL BISHOP, M.D.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

STEPHEN EMBURY, M.D.,

Plaintiff,

vs.

TALMADGE E. KING, JR., M.D., LEE
GOLDMAN, M.D., J. MICHAEL BISHOP,
M.D., in their individual and official
capacities, THE REGENTS OF THE
UNIVERSITY OF CALIFORNIA, a public
corporation, and DOES 1 to 100, inclusive,

Defendants.

Case No. C 01-01448 CW

**ORDER GRATING STIPULATION
TO CONTINUE CASE
MANAGEMENT CONFERENCE**

Date: May 12, 2006
Time: 1:30 p.m.
Courtroom: 2

Plaintiff Stephen Embury ("plaintiff") and defendants Regents of the University of California, Talmadge E. King, Lee Goldman and J. Michael Bishop ("defendants") (collectively referred to as the "parties") through their respectively counsel stipulate as follows:

WHEREAS, the Case Management Conference in this action is presently scheduled for May 12, 2006;

WHEREAS, defendants Talmadge E. King, Jr., Lee Goldman and Michael Bishop's ("defendants") Appeal of the Court's Order (Qualified Immunity) Denying Summary Judgment is currently pending before the United States Court of Appeal for the Ninth Circuit (the "Appeal");

WHEREAS, the Court of Appeal issued a Memorandum opinion on May 02, 2006, which

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opinion has not become final;

WHEREAS, the outcome of the Appeal may impact the action before this Court;

WHEREAS, plaintiff's counsel has a conflicting family matter scheduled for the afternoon of May 12, 2006;

WHEREAS, the parties will be in a better position to address the status of the case on May 26, 2006;

WHEREAS, the parties stipulate to continue the Case Management Conference to May 26, 2006 at 1:30 p.m.;

IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES:

That the Case Management Conference be continued to May 26, 2006, at 1:30 p.m. in Courtroom 2 of the above Court.

Dated: May 11, 2006

LAFAYETTE & KUMAGAI LLP

/S/ Forrest E. Fang
FORREST E. FANG
Attorneys for Defendants
REGENTS OF THE UNIVERSITY OF
CALIFORNIA, TALMADGE E. KING, JR., M.D.,
LEE GOLDMAN, M.D. and J. MICHAEL
BISHOP, M.D.

Dated: May 11, 2006

BASSI, MARTINI & BLUM

/S/ Fred M. Blum
FRED M. BLUM
JULIE JARDINE
Attorneys for Plaintiff
STEPHEN EMBURY, M.D.

ORDER

The foregoing stipulation having been entered and good cause appearing therefore,

IT IS SO ORDERED.

/s/ CLAUDIA WILKEN

DATED: May 12, 2006

THE HONORABLE CLAUDIA WILKEN
UNITED STATES DISTRICT COURT JUDGE

SIGNATURE ATTESTATION:

I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document.

/S/ Forrest E. Fang
FORREST E. FANG

CERTIFICATE OF SERVICE

I certify that a copy of this document was served electronically on May 11, 2006, on counsel of record in compliance with Federal Rule 5, Local Rule 5.6 and General Order 45, by use of the Court's ECF system.

/S/ Forrest E. Fang
FORREST E. FANG

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